

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MEDIPLEX REHABILITATION OF
MASSACHUSETTS, INC.

Plaintiff,

v.

910 SARATOGA AND 16-20 TRIDENT
STREETS, LLC, and 910 SARATOGA AND
16-20 TRIDENT STREETS OPERATING
COMPANY, LLC,

Defendants.

Case No. 04-10904 (PBS)

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed.R.Civ.P. 41(a)(1), the parties hereby stipulate and agree that all claims and counterclaims in the above matter shall be dismissed with prejudice, with each party to bear its own costs.

MEDIPLEX REHABILITATION OF
MASSACHUSETTS, INC.
By its attorneys,

910 SARATOGA AND 16-20 TRIDENT
STREETS, LLC, and 910 SARATOGA
AND 16-20 TRIDENT STREETS
OPERATING COMPANY, LLC,
By their attorneys,

Richard P. O'Neil

Joseph S.U. Bodoff
Richard P. O'Neil
Bodoff & Slavitt LLP
225 Friend Street
Boston, MA 02114
(617) 742-7300

Anthony J. Cichello (by RPO)

Anthony J. Cichello, Esq.
Krokidas & Bluestein
141 Tremont Street
Boston, MA 02111
(617) 482-7211

Dated: August 18, 2004



225 Friend Street
Boston, MA 02114-1812

617.742.7300
617.742.9969 fax
www.bodoffslavitt.com

August 18, 2004

BY HAND DELIVERY

Clerk, U.S. District Court
for the District of Massachusetts
John Joseph Moakley U.S. Courthouse
1 Courthouse Way
Boston, MA 02210

Re: Mediplex Rehabilitation of Massachusetts, Inc. v. 910 Saratoga and 16-20
Trident Street, LLC , and 910 Saratoga and 16-20 Trident Streets Operating
Company, LLC
Case No. 04-10904 (PBS)

Dear Sir or Madam:

Enclosed please find an original and one copy of a Stipulation of Dismissal with Prejudice in connection with the above-referenced matter. Kindly file the original and return the date-stamped copy to my messenger.

Sincerely yours,

A handwritten signature in cursive script, reading 'Christine Yancovitz'.

Christine Yancovitz
Paralegal

Enclosures

cc: Anthony J. Cichello, Esq. (w/ enclosure via first-class mail)